LOG NUMBERS

BGT.

, 12/15/ 4 CEO 20053356 DEC 18 2016

#### **EXECUTIVE/COUNCIL APPROVAL FORM**

MANAGEMENT ROUTING:		TO:	COUNCIL CHAIRPERSON:
EXECUTIVE	John Lovick		SNOHOMISH COUNTY COUNCIL
EXEC. DIR.	Stephen Clifton		
DIRECTOR/ELECTED	Clay White Cu		EXECUTIVE RECOMMENDATION:
DEPARTMENT	Planning & Dev Services		Approve No Recommendation
DIV. MGR.	Barb Mock		Further Processing
DIVISION	Planning and Technology		Requested By
ORIGINATOR	Terri Strandberg	and the same of th	STEPHEN CLIETON
DATE December 8, 20	14 EXT. 2359		LEW OTTAL Executive Director 18/701
			Executive Office Signature
			CEO Staff Review
			Received at Council Office CH 10,46 12/19/14
DOCUMENT TYPE: BUDGET ACTION:			GRANT APPLICATION
Emergency Appropriation			X ORDINANCE
Supplemental Appropriation			Code Amendment
Budget Transfer			PLAN
CONTRACT:			OTHER
New			
Amendment			
	UPDATES OF THE SNOHOMI		NTY GROWTH MANAGEMENT ACT COMPREHENSIVE PLAN CIAL ZONING MAP AS PART OF THE 2015 GMACP UPDATE
APPROVAL AUTHORITY:			EXECUTIVE COUNCIL X CITE BASIS Chapters 1.02, 2.48, 30.10 & 30.73 SCC
HANDLING: No.	rmal X Exped	ITE	URGENT Deadline Date
PURPOSE:			
•			

### BACKGROUND:

This is a non-project proposal to amend the official county zoning map. The Growth Management Act (GMA) requires a comprehensive plan be consistent with implementing development regulations including zoning. The zoning map amendments: 1) Rezone isolated parcels that are surrounded by more intensive zoning to streamline the development application approval process; 2) Downzone properties where future redevelopment at the current plan designation and zoning is not feasible or unlikely during the 2035 planning horizon; 3) Resolve a County Council remand action that was included in Motion No. 05-602, for the Urban Village located near 148th and Seattle Hill Road; and 4) Rezone properties along the Lowell-Larimer Road and Lake Stickney from Rural Conservation to R-7200 so that they are consistent with the FLUM.

In October 2013, a public scoping meeting was held as required under the State Environmental Policy Act (SEPA). The scoping meeting determined the range of land use alternatives (including zoning) and elements of the environment to be analyzed in a Draft Environmental Impact Statement (DEIS). The DEIS for the project was issued on September 8, 2014 for a 30-day public comment period ending on October 8, 2014. A Final EIS will be issued once a preferred alternative is selected.

In February 2014, Planning and Development Services began series of study sessions with the Planning Commission to review the proposed amendments to the GMACP and zoning. Additional study sessions/breifings were held on March 25, May 13, May 27, June 24, July 8, July 22, August 26, and September 9. Zoning map amendments were discussed with the Planning Commission on July 8 and September 9. The commission held a public hearing on October 7, 2014 to take testimony on the proposed zoning map amendments. The commission deliberated on October 14, 15 and 16 and recommended zoning amendments (see Recommendation Letter dated November 24, 2014 for details).

The Executive is recommending one amendment to the Planning Commission recommendation on the zoning map. The amendment would replace the Planning Commission recommended zoning map with a map the includes their recommendation and zoning changes to implemented the Executive Recommended FLUM amendments.

### FISCAL IMPLICATIONS:

FISCAL IMPLICATIONS:					
EXPEND: FUND, AGY, ORG, ACTY, OBJ, AU	CURRENT YR	2ND YR	1ST 6 YRS		
193					
TOTA	L 0	0	0		
REVENUE: FUND, AGY, ORG, REV, SOURG	CE CURRENT YR	2ND YR	1ST 6 YRS		
193					
TOTA		0	0		
DEPARTMENT FISCAL IMPACT NOTES:					
(See attached forms regarding capital facility and afford	lable housing impacts.)	water			
BUDGET REVIEW: Analyst	Administrator 16	Recommend	Approval		
CONTRACT INFORMATION:					
ORIGINAL CONTRACT #		AMOUNT			
AMENDMENT CONTRACT #		AMOUNT _	<u>,                                      </u>		
CONTRACT PERIOD:					
ORIGINAL Start	End				
AMENDMENT Start	End				
CONTRACT / PROJECT TITLE:					
CONTRACTOR NAME & ADDRESS (City/Stat	e only):				
APPROVED:					
RISK MANAGEMENT	Yes No				
	A				
COMMENTS 1 4 4 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1 1	12-12-14				
	*				
PROSECUTING ATTY - AS TO FORM:	Yes No				
OTHER DEPARTMENTAL REVIEW / CO	OMMENTS:				
O E REALE MAN AREA HERM LATER AREA I AND II I COMMISSION LAW!					
ELECTRONIC ATTACHMENTS: Coun	cil. \2005 335	-6_			
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G:\ECAF\D <del>ept\05_PD\$\2015-Update\ECAF</del> -Zoning\Housing Job Matrix_Zoning.doc G:\ECAF\ <del>Dept\05_PD\$\2015-Update\ECAF</del> -Zoning\Cost Summary Matrix_Zoning.doc					
G:\ECAF\ <del>Dept\05 PDS\2015-Update\ECA</del> F-Zoning\Ordinance Zoning.docx					
G:\ECAF\Dept\05_PDS\2015-Update\ECAF-Zoning\Planning Commission Recommended Zoning Map.pdf					

NON-ELECTRONIC ATTACHMENTS:

Ordinance Housing Job Matrix
Cost Summary Matrix
Planning Commission Recommended Zoning Map

1 2	Adopted: Effective:
3	
4 5	SNOHOMISH COUNTY COUNCIL Snohomish County, Washington
6	g
7 8	ORDINANCE NO. 15
9	RELATING TO MANDATORY UPDATES OF THE SNOHOMISH COUNTY GROWTH
	MANAGEMENT ACT COMPREHENSIVE PLAN (GMACP) PURSUANT TO RCW 36.70A.130;
10 11	AMENDING THE OFFICIAL ZONING MAP AS PART OF THE 2015 GMACP UPDATE
12	
13	WHEREAS, Snohomish County adopted the Snohomish County Growth Management
14	Act Comprehensive Plan (GMACP), including the Future Land Use Map (FLUM), on June 28,
15	1995, through passage of Amended Ordinance No. 94-125; and
16	
17	WHEREAS, Snohomish County has amended the FLUM several times since its
18	adoption, most recently by Amended Ordinance No. 14-069 on October 8, 2014; and
19	
20	WHEREAS, the Snohomish County Official Zoning Map ("zoning map") must be
21	consistent with the FLUM; and
22	
23	WHEREAS, the county must conduct a periodic review of its GMACP pursuant to
24	Revised Code of Washington (RCW) 36.70A.130(3), which directs counties planning under the
25	Growth Management Act (GMA) to take legislative action to review and, if needed, revise their
26	comprehensive plans and development regulations to ensure that population and employment
27	growth for the succeeding 20-year period can be accommodated; and
28	WHEREAS, on October 8, 2013, the county conducted a public State Environmental
29	Policy Act (SEPA) scoping meeting to kick off a review of its GMACP and zoning map and to
30 31	seek comments on a scope for an Environmental Impact Statement (EIS); and
32	seek confinents on a scope for an Environmental impact otatement (E10), and
33	WHEREAS, notice of the public SEPA scoping meeting was mailed to individual property
34	owners whose property was proposed for a change in GMACP designation or zoning as
35	identified in Alternative 3 to be analyzed in the EIS, published in the Everett Herald, sent to
36	agencies and interested stakeholders as contained in the Planning and Development Services
37	(PDS) SEPA Distribution List, and posted to the Snohomish County website; and
38	(, 20) 02. , , 200
39	WHEREAS, in the fall of 2013 the county created a website to disseminate information
40	related to the update of the GMACP and to provide opportunities for public input. The website
41	included an interactive map allowing citizens to locate proposed FLUM and zoning map
42	amendments and obtain information on why the change was proposed, access proposed
43	changes to the General Policy (GPP), Transportation Element (TE), Capital Facilities Plan
44	(CFP) and Park and Recreation Element (PRE), and see a calendar of events related to
45	Snohomish County Planning Commission ("Planning Commission") briefings and hearings; and
46	

ORDINANCE NO. 15-RELATING TO MANDATORY UPDATES OF THE SNOHOMISH COUNTY GROWTH MANAGEMENT ACT COMPREHENSIVE PLAN (GMACP) PURSUANT TO RCW 36.70A.130; AMENDING THE OFFICIAL ZONING MAP AS PART OF THE 2015 GMACP UPDATE Page 1 of 5

zoning map amendments to the Snohomish County Tomorrow (SCT) Planning Advisory

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WHEREAS, the county provided regular briefings on the update of the GMACP and

Committee, SCT Steering Committee, SCT Executive Committee and SCT Community Advisory Board, in addition to individual meetings with select Snohomish County cities; and

WHEREAS, the Planning Commission was provided information on proposed changes to the zoning map in study sessions and briefings on May 27, June 24, July 8, and September

WHEREAS, county staff held a public workshop on September 9, 2014, to provide citizens an opportunity to obtain information about the proposed amendments to the GMACP

WHEREAS, the notice of the public workshop and public hearing was mailed to over 30,000 property owners (including those affected by proposed changes and those within 500 feet of a proposed change if located within an urban growth area (UGA) and 1,000 feet of a proposed change if located outside of a UGA), published in the Everett Herald, and posted to the Snohomish County website; and

WHEREAS, the Planning Commission held a public hearing on October 7, 2014, to receive public testimony concerning proposed FLUM and zoning map amendments; and

WHEREAS, at the conclusion of the Planning Commission's public hearing, the Planning Commission voted to recommend adoption of FLUM and zoning map amendments as shown in its recommendation letter dated December 3, 2014; and

WHEREAS, on , 2015, the County Council held a public hearing after proper notice, and considered public comment and the entire record related to FLUM and zoning map amendments, including the specific zoning map amendments contained in this ordinance; and

WHEREAS, following the public hearing, the County Council deliberated on amendments to the FLUM and the amendments contained in this ordinance; and

WHEREAS, the County Council adopted amendments to the FLUM as part of the

NOW, THEREFORE, BE IT ORDAINED:

Section 1. The County Council makes the following findings:

- A. The County Council adopts and incorporates the foregoing recitals as findings as if set forth
- B. This is a proposal to amend the zoning map as required under RCW 36.70A.130. Many of the zoning map amendments are required to ensure consistency between the zoning map and the FLUM amendments adopted by the County Council as part of the GMACP update.
- C. The proposed zoning map amendments are consistent with assumptions made in the 2012 Buildable Lands Report and the Land Capacity Analysis prepared for this 2015 GMACP update regarding future densities achieved through rezones during the 2035 planning horizon. The Buildable Lands Report is a part of the legislative record for this ordinance.

ORDINANCE NO. 15-RELATING TO MANDATORY UPDATES OF THE SNOHOMISH COUNTY GROWTH MANAGEMENT ACT COMPREHENSIVE PLAN (GMACP) PURSUANT TO RCW 36.70A.130; AMENDING THE OFFICIAL ZONING MAP AS PART OF THE 2015 GMACP Page 2 of 5

The Land Capacity Analysis was adopted by the County Council in the ordinance adopting amendments to the FLUM as part of this 2015 GMACP update, and is part of the legislative record for this ordinance.

D. The proposed zoning map amendments enhance the availability of affordable housing and provide a variety of housing types through legislative rezones.

E. The proposed zoning map amendments will support economic development by eliminating the need for quasi-judicial rezones for isolated parcels that are surrounded by more intensive zoning. The proposed rezones will assist in processing permits in a timely and fair manner by eliminating the need for a quasi-judicial rezone.

F. The proposed zoning map amendments maintain an efficient multimodal transportation system by encouraging growth in urban growth areas. The amendments also allow higher densities to promote infill development near proposed services and future transit. By encouraging infill along transit corridors, the amendments minimize increased greenhouse gas emissions and vehicle miles travelled.

 G. The proposed zoning map amendments provide opportunities for increased densities in urban areas to accommodate future growth. By encouraging infill development in urban areas, the amendments relieve pressure to develop rural and resource lands outside urban growth areas.

H. Procedural requirements.

  State Environmental Policy Act (SEPA) requirements with respect to this non-project action have been satisfied through the completion of a Draft EIS issued on September 8, 2014, and a Final EIS issued on \_\_\_\_\_\_, 2015. The rezones contained in this ordinance are within the range of alternatives analyzed in the DEIS and the scope of additional analysis contained in the FEIS.

2. The proposal is a Type 3 legislative action pursuant to SCC 30.73.010.

3. Pursuant to RCW 36.70A.106(1), a notice of intent to adopt this ordinance was transmitted to the Washington State Department of Commerce for distribution to state agencies on \_\_\_\_\_\_, 2014.

4. The public participation process used in the adoption of this ordinance has complied with all applicable requirements of the GMA and the Snohomish County Code (SCC). The general public and various interested agencies and parties were notified of the public hearings by means of legal notices, property postings, news releases, the county website, and over 30,000 direct mail notices sent to owners and neighbors of affected properties. Notification was provided in accordance with SCC 30.73.050. There has been early and continuous public participation in the review of the proposed amendments.

5. The Washington State Attorney General last issued an advisory memorandum, as required by RCW 36.70A.370, in December of 2006 entitled "Advisory Memorandum: Avoiding Unconstitutional Takings of Private Property" to help local governments

avoid the unconstitutional taking of private property. The process outlined in the State Attorney General's 2006 advisory memorandum was used by Snohomish County in objectively evaluating the regulatory changes proposed by this ordinance.

- This ordinance is consistent with the record.
- 1. The proposed zoning map amendments:
- Maintain consistency with the GMACP and FLUM as required by the GMA. b. Rezone isolated parcels that are surrounded by more intensive zoning to streamline the development application approval process.

c. Downzone properties where future redevelopment at the current plan designation and zoning is not feasible or is unlikely during the 2035 planning horizon.

d. Resolve a County Council remand action that was included in Motion No. 05-602 for the Urban Village located near 148th and Seattle Hill Road. The zoning map is amended to align the Urban Village plan designation and zoning with the constructed existing uses.

e. Rezone properties along the Lowell-Larimer Road and Lake Stickney from Rural Conservation to R-7200 so they are consistent with the FLUM.

2. A brief rationale for each of the proposed zoning map amendments is found in a document titled "Rationale for Potential FLUM and Zoning Map Amendments," which is a part of the legislative record for this GMACP update.

Section 2. The County Council makes the following conclusions:

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A. The amendments to the zoning map maintain consistency between the zoning map and the FLUM and other elements of the GMACP.

B. The amendments are consistent with the CPPs and the MPPs.

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C. The amendments are consistent with and comply with the procedural and substantive requirements of the GMA.

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D. The county has complied with all SEPA requirements with respect to this non-project action.

E. The amendments do not result in an unconstitutional taking of private property for a public purpose.

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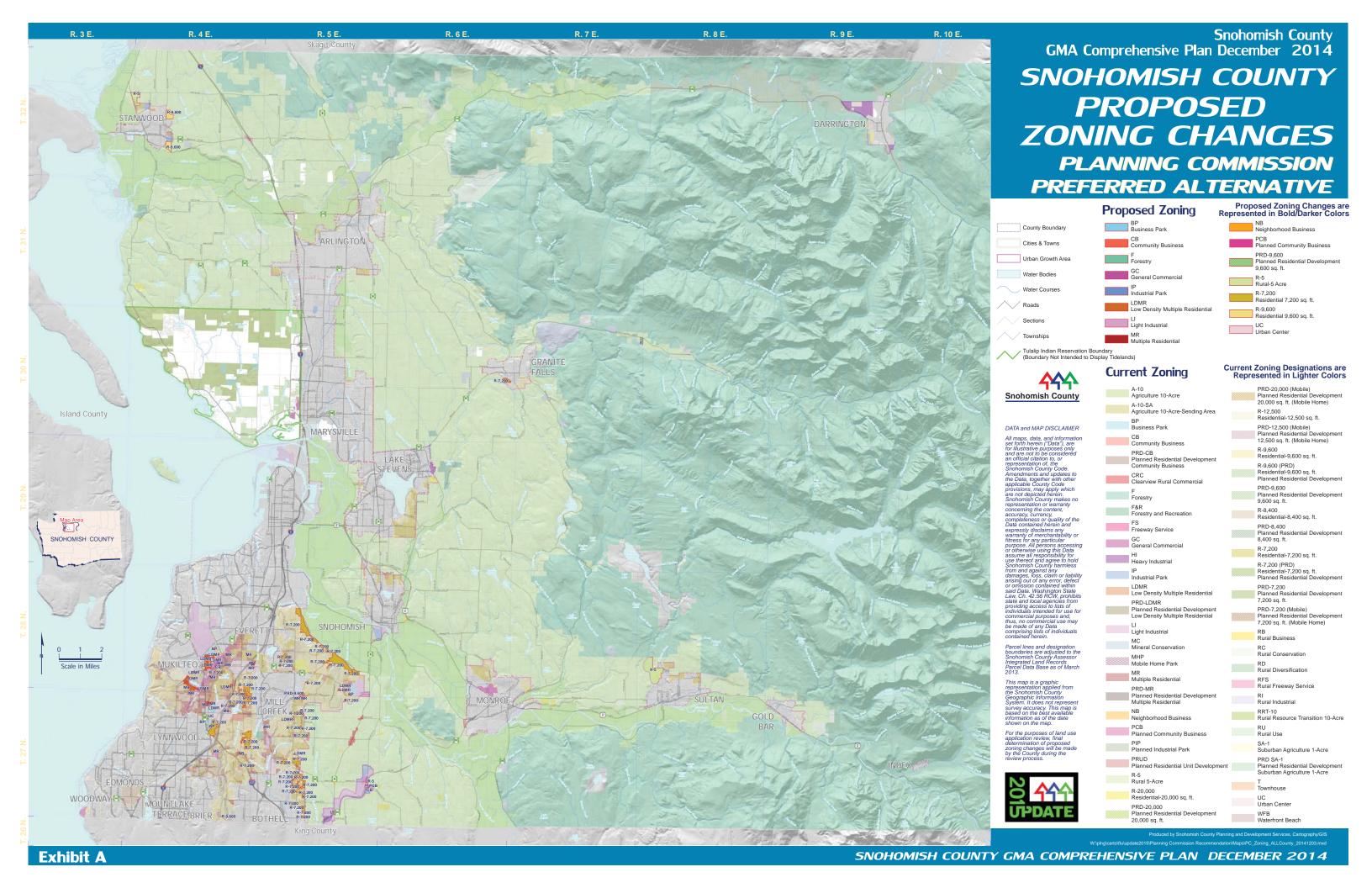
Section 3. The Snohomish County Council bases its findings and conclusions on the entire record of the County Council, including all testimony and exhibits. Any finding, which should be deemed a conclusion, and any conclusion which should be deemed a finding, is hereby adopted as such.

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Section 4. The Snohomish County Official Zoning Map, last amended by Ordinance No. 14-068 on October 8, 2014, is amended as indicated in Exhibit A to this ordinance, which is attached hereto and incorporated by reference into this ordinance. Section 5. Severability and Savings. If any section, sentence, clause or phrase of this ordinance shall be held to be invalid by the Growth Management Hearings Board (Board), or unconstitutional by a court of competent jurisdiction, such invalidity or unconstitutionality shall not affect the validity or constitutionality of any other section, sentence, clause or phrase of this ordinance. Provided, however, that if any section, sentence, clause or phrase of this ordinance is held to be invalid by the Board or court of competent jurisdiction, then the section, sentence. clause or phrase in effect prior to the effective date of this ordinance shall be in full force and effect for that individual section, sentence, clause or phrase as if this ordinance had never been adopted. PASSED this \_\_\_\_\_ day of \_\_\_\_\_\_, 2015. SNOHOMISH COUNCIL Snohomish, Washington Council Chair ATTEST: APPROVED **EMERGENCY** DATE: \_\_\_\_\_ VETOED County Executive ATTEST: Approved as to form only: Deputy Prosecuting Attorney

# Exhibit A Ordinance No. 15-\_\_\_ Official Zoning Map Amendments



## Snohomish County Capital Facility Development Cost Analysis Summary

Proposed Regulation: The proposal updates the zoning map as needed to implement the

comprehensive land use plan and to accommodate future population and

employment growth for the next twenty years.

Date: December 4, 2014

Staff Contact: Terri Strandberg, PDS, extension 2359

General Cost Analysis Summary: this update to the zoning map does not have a direct impact on capital facility costs. However, the purpose of this update is to address the land use and land supply needs for forecast population and employment growth through the year 2035. Population and job growth will result in increased demand for public facilities and services and therefore in increased capital facility costs. Future needs and the anticipated capital facility costs are addressed in separate companion documents to this comprehensive plan update (Parks and Recreation Element, Transportation Element and Capital Facilities Plan).

Necessary Facility	Quantification/Qualification of Anticipated Cost:			
Parks	County Funded Impacts	Fiscal impacts may result from the adoption of the proposed amendments.  Fiscal impacts may result from the adoption of the proposed amendments.		
Annual An	Other Fund Sources Impacts –			
Roads & Transit	County Funded Impacts	Fiscal impacts may result from the adoption of the proposed amendments.		
	Other Fund Sources Impacts –	Fiscal impacts may result from the adoption of the proposed amendments.		
Surface Water	County Funded Impacts	Fiscal impacts may result from the adoption of the proposed amendments.		
	Other Fund Sources Impacts –	Fiscal impacts may result from the adoption of the proposed amendments.		
Public Schools	County Funded Impacts	Fiscal impacts may result from the adoption of the proposed amendments.		
	Other Fund Sources Impacts –	Fiscal impacts may result from the adoption of the proposed amendments.		
Electric Power	County Funded Impacts	Fiscal impacts may result from the adoption of the proposed amendments.		
	Other Fund Sources Impacts –	Fiscal impacts may result from the adoption of the proposed amendments		
Public Water	County Funded Impacts	Fiscal impacts may result from the adoption of the proposed amendments.		
	Other Fund Sources Impacts –	Fiscal impacts may result from the adoption of the proposed amendments.		
Wastewater	County Funded Impacts	Fiscal impacts may result from the adoption of the proposed amendments.		
	Other Fund Sources Impacts –	Fiscal impacts may result from the adoption of the proposed amendments.		
Planning Summary	County Funded Impacts	Fiscal impacts may result from the adoption of the proposed amendments.		
Comments	Other Fund Sources Impacts –	Fiscal impacts may result from the adoption of the proposed amendments.		

## Snohomish County: Analysis of Building and Land Use Regulation Effects on Housing and Jobs

Proposed Regulation: This proposal updates the county's zoning map to allow higher densities

consistent with the comprehensive plan and in some locations increases development density in support of infill with the southwest Urban Growth

Area.

Date: December 4, 2014

Staff Contact: Terri Strandberg, PDS, extension 2359

	Increase	Decrease	Neutral	Uncertain	Comments
Housing					
Capacity/Targets	X				Changes to the zoning map will allow for increased development densities within unincorporated urban areas for the purpose of accommodating updated housing targets.
Cost of housing dvpt:	X				Costs of land may increase as higher density land is usually more valuable. To achieve the higher densities, TDR credits may need to be purchased.
• Infrastructure			X		Costs not expected to be impacted by this proposal.
• Site			X		Costs not expected to be impacted by this proposal.
<ul><li>Building const.</li></ul>			X		Costs not expected to be impacted by this proposal.
• Fees			X		Not impacted by proposal.
• Yield	X				Yield could increase where density increases are proposed.
Timing			X		Not impacted by proposal.
Jobs	· Marina de Estado de Carta de	oterbarro kopini (bir sahi kanala sekara)			
Capacity/Targets	X				Changes to the zoning map are intended to support updated employment targets.
Cost of com'l/ind dvpt:			X		More land will be made available for commercial and mixed use development.
• Infrastructure	X				Costs not expected to be impacted by this proposal.
• Site	X				Costs not expected to be impacted by this proposal.
<ul><li>Building</li></ul>			X		Costs not expected to be impacted by this
const.				······································	proposal.
• Fees			X		Not impacted by proposal.
• Yield	X				Yield will increase where density increases are proposed.
Time to Create Jobs	X				Not impacted by proposal.
# Family Wage Jobs	-		X		Increased land supply for commercial purposes may result in job growth.

**Discussion:** (e.g.: What efforts have been made to minimize costs associated with the proposed regulation? How will the proposal affect the County's ability to meet its fair share housing goals, and provide family wage jobs. Will the proposed regulation reduce the capacity for housing and/or jobs? What type of housing development might be affected by this regulation? (New, redevelopment, infill, renovated))

This proposal updates the zoning maps to implement updates to the comprehensive plan as needed to accommodate future population and employment growth. Ensuring enough supply of land to meet the forecast future demand will help support housing prices and job growth. Increasing residential development density will help keep per unit development and infrastructure costs down and make more efficient use of the land base. Zoning changes will support all types of housing development – new, redevelopment, infill and renovation. Matching the commercial and industrial land supply to job growth forecasts helps support future economic conditions, access to goods and services and family wage jobs.